

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Wojtczak et al.

Docket No.: 37577-0015

Serial No.: 09/529,496

Group No.: Not yet assigned

Filed: October 14, 1998

US National Phase Entry: April 10, 2000

Examiner: Not yet assigned

For: **AMMONIUM BORATE CONTAINING COMPOSITIONS FOR STRIPPING RESIDUES FROM SEMICONDUCTOR SUBSTRATES**

Box DAC  
Commissioner for Patents  
Washington, D.C. 20231

**TRANSMITTAL**

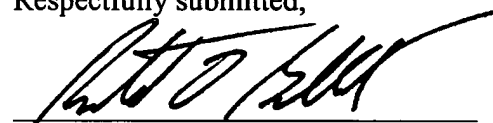
Transmitted herewith are the following documents:

1. Petition for Revival of an Application for Patent Abandoned Unintentionally;
2. Executed Declaration and Power of Attorney for Patent Application;
3. Copies of Notification of Missing Requirements Under 35 U.S.C. 371, and Notification of a Defective Oath or Declaration, both mailed 5/16/00;
4. Postcard for date-stamped return as confirmation of receipt of these materials.

The Commissioner is authorized to charge any required fees, or credit any overpayment to Deposit Account No. 02-3964.

Respectfully submitted,

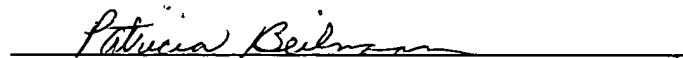
Date: March 5, 2001

  
Robert O. Guillot  
Reg. No. 28,852

**OPPENHEIMER WOLFF & DONNELLY LLP**  
**CUSTOMER NO. 25696**  
1400 Page Mill Road  
Palo Alto, CA 94304  
Tel: (650) 320-4000  
Fax: (650) 320-4100

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Box DAC, Commissioner for Patents, Washington, D.C. 20231.

Date: March 5, 2001

  
Patricia Beilmann

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

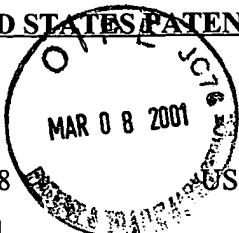
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US National Phase Entry: April 10, 2000

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For: **AMMONIUM BORATE CONTAINING COMPOSITIONS FOR STRIPPING RESIDUES FROM SEMICONDUCTOR SUBSTRATES**

Box DAC  
Assistant Commissioner for Patents  
Washington, D.C. 20231

**PETITION FOR REVIVAL OF AN APPLICATION  
FOR PATENT ABANDONED UNINTENTIONALLY  
UNDER 37 CFR 1.137(b)**

Applicant hereby petitions to revive the above-identified application.

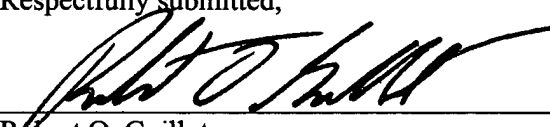
In support of this petition, Applicant submits as follows:

1. The above-identified application became abandoned on June 17, 2000 for failure to provide an executed oath or declaration pursuant to the Notice of Missing Requirements and Notice of a Defective Oath or Declaration, both dated May 16, 2000.
2. This application became abandoned because the failure to timely provide an executed oath or declaration was an unintentional delay. The entire delay in responding to the Notice of Missing Requirements and Notice of a Defective Oath or Declaration from the respective due dates until the filing of this petition was unintentional (as defined under 37 CFR 1.137(b)(3)).
3. An executed Declaration and Power of Attorney for Patent Application, along with copies of Notification of Missing Requirements Under 35 U.S.C. 371 and Notification of a Defective Oath or Declaration, both mailed 5/16/00, accompany this Petition.

The Commissioner is hereby authorized to charge any fee deficiencies or credit any overpayment to deposit account no. 02-3964.

Respectfully submitted,

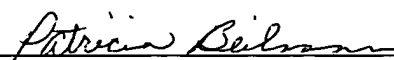
Date: March 5, 2001

  
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Date: March 5, 2001

By:   
Patricia Beilmann

SV: 198249 v01 03/05/2001

09/529496



## UNITED STATES DEPARTMENT OF COMMERCE

Patent and Trademark Office

Address: ASSISTANT COMMISSIONER FOR PATENTS

Box PCT

Washington, D.C. 20231

U.S. APPLICATION NO. 09/529496

WOJTCZAK

FIRST NAMED APPLICANT

ATTY. DOCKET NO. 37577-8815

ROBERT O GUILLOT  
 OPPENHEIMER WOLFF & DONNELLY  
 3373 HILLVIEW AVENUE  
 SUITE 200  
 PALO ALTO CA 94304

5071



INTERNATIONAL APPLICATION NO. 1807

I.A. FILING DATE 10/21/98

PRIORITY DATE

10/14/97

05/16/00

DATE MAILED:

# NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

- ☒ Designated Office (37 CFR 1.494),  
☒ an Elected Office (37 CFR 1.495):

☒ U.S. Basic National Fee.

☒ Copy of the international application in:

☒ a non-English language.

☒ English.

☒ Translation of the international application into English.

☒ Oath or Declaration of inventors(s) for DO/EO/US.

☐ Copy of Article 19 amendments.

☐ Translation of Article 19 amendments into English.

☒ The International Preliminary Examination Report in English and its Annexes, if any.

☐ Translation of Annexes to the International Preliminary Examination Report into English.

☐ Preliminary amendment(s) filed \_\_\_\_\_ and \_\_\_\_\_.

☐ Information Disclosure Statement(s) filed \_\_\_\_\_ and \_\_\_\_\_.

☐ Assignment document.

☐ Power of Attorney and/or Change of Address.

☐ Substitute specification filed \_\_\_\_\_.

☐ Statement Claiming Small Entity Status.

☐ Priority Document.

☒ Copy of the International Search Report ☐ and copies of the references cited therein.

☐ Other:

2. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- ☐ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.

☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.

- ☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).

- ☐ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date.

☒ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.

- ☒ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$ \_\_\_\_\_ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due (37 CFR 1.492(g)). See attached PTO-875.

**ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☐ 21 OR ☒ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.

5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

**A copy of this notice *MUST* be returned with this response.**

Enclosed: ☐ PCT/DO/EO/917 ☐ Notice of Defective Translation  
☐ PTO-875

FORM PCT/DO/EO/905 (December 1997)

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Paula K. Kidwell  
 National Stage Processing  
 Paralegal Specialist  
 (703) 305-3356

**RECEIVED**  
 OPPENHEIMER WOLFF & DONNELLY LLP  
 PALO ALTO, CALIFORNIA

MAY 22 2000

DOC. # 37577-15  
 CAL'D Missing Requirements 6/16/00  
 FILED ☐ O/M ☐ REC/SCG

09/529496



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Address: ASSISTANT COMMISSIONER FOR PATENTS  
Washington, D.C. 20231

U.S. APPLICATION NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
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09/529,496

WOJTCZAK

INTERNATIONAL APPLICATION NO. 77-0115

ROBERT O GUILLOT  
OPPENHEIMER WOLFF & DONNELL  
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SUITE 200  
PALO ALTO CA 94304



PCT/US98/21807

I.A. FILING DATE	PRIORITY DATE
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DATE MAILED: 10/14/98 10/14/97  
05/16/00

### NOTIFICATION OF A DEFECTIVE OATH OR DECLARATION

This application fails to contain an oath or declaration acceptable under 35 U.S.C. 371 (c)(4) for entry into the national stage in the United States of America. The period within which to correct these requirements and avoid abandonment is set in the accompanying Office action.

A new oath or declaration, identifying this application by the international application number and international filing date is required. The oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:

1. ☒ is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
2. ☐ does not identify the specification to which it is directed.
3. ☐ does not identify the inventor(s).
4. ☐ does not identify the citizenship of each inventor.
5. ☐ does not state the person making the oath or declaration believes the named inventor or inventors to be the original and first inventor or inventors of the subject matter which is claimed and for which a patent is sought.

FAILURE TO SUBMIT AN OATH OR DECLARATION IN COMPLIANCE WITH 37 CFR 1.497(a) AND (b) WITHIN THE TIME PERIOD SET WILL RESULT IN FAILURE TO ENTER THE NATIONAL STAGE AND THE ABANDONMENT OF THE APPLICATION.

Additionally, the oath or declaration does not comply with 37 CFR 1.63 in that it:

1. ☐ does not identify the city and state or city and foreign country of residence of each inventor.
2. ☐ does not state that the person making the oath or declaration:
  - a. ☐ has reviewed and understands the contents of the specification, including the claims, as amended by any amendment specifically referred to in the oath or declaration.
  - b. ☐ acknowledges the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.
3. ☐ does not identify the foreign application for patent or inventor's certificate on which priority is claimed pursuant to 37 CFR 1.55, and any foreign application having a filing date before that of the application on which priority is claimed, by specifying the application serial number, country, day, month, and year of its filing.
4. ☐ does not state that the person making the oath or declaration acknowledges the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and filing date of the continuation in part application which discloses and claims subject matter in addition to that disclosed in the prior application (37 CFR 1.63(d)).

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